

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

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CA 10-02104

PRESENT: SCUDDER, P.J., CENTRA, CARNI, SCONIERS, AND GREEN, JJ.

SRINIVASAN VENKATARAMAN, INDIVIDUALLY AND AS
ADMINISTRATOR OF THE ESTATE OF MAYA ROSE
VENKATARAMAN, DECEASED, AND SUZANNE VENKATARAMAN,
INDIVIDUALLY, PLAINTIFFS-APPELLANTS,

V

ORDER

JUDITH ORTMAN-NABI, M.D., ALLCARE FOR WOMEN
OB/GYN, LLP, CECILIA STEARNS, C.N.M., JENNIFER
(LAMM) FIELD, C.N.M., SISTERS OF CHARITY HOSPITAL
OF BUFFALO, CATHOLIC HEALTH SYSTEM, INC., DOING
BUSINESS AS SISTERS OF CHARITY HOSPITAL OF
BUFFALO, SARBJIT SINGH VILKHU, M.D., KATHERINE
STUTZMAN, R.N., DEFENDANTS-RESPONDENTS,
AND S. PIECZOKA, D.O., DEFENDANT.

ROSENTHAL, SIEGEL & MUENKEL, LLP, BUFFALO (ELLEN M. KREBS OF COUNSEL),
FOR PLAINTIFFS-APPELLANTS.

CONNORS & VILARDO, LLP, BUFFALO (JENNIFER R. SCHARF OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS JUDITH ORTMAN-NABI, M.D., ALLCARE FOR WOMEN
OB/GYN, LLP, CECILIA STEARNS, C.N.M., AND JENNIFER (LAMM) FIELD,
C.N.M.

DAMON MOREY LLP, BUFFALO (CHRISTINA G. HOLDSWORTH OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS SISTERS OF CHARITY HOSPITAL OF BUFFALO,
CATHOLIC HEALTH SYSTEM, INC., DOING BUSINESS AS SISTERS OF CHARITY
HOSPITAL OF BUFFALO, AND KATHERINE STUTZMAN, R.N.

ROACH, BROWN, MCCARTHY & GRUBER, P.C., BUFFALO (ELIZABETH G. ADYMY OF
COUNSEL), FOR DEFENDANT-RESPONDENT SARBJIT SINGH VILKHU, M.D.

Appeal from an order of the Supreme Court, Erie County (Joseph D. Mintz, J.), entered December 28, 2009 in a medical malpractice action. The order granted the motions of defendants Judith Ortmann-Nabi, M.D., Allcare for Women OB/GYN, LLP, Cecilia Stearns, C.N.M., Jennifer (Lamm) Field, C.N.M., Sisters of Charity Hospital of Buffalo, Catholic Health System, Inc., doing business as Sisters of Charity Hospital of Buffalo, Sarbjit Singh Vilkhhu, M.D., and Katherine Stutzman, R.N. to preclude plaintiffs from presenting proof or evidence that Suzanne Venkataraman suffered emotional distress or emotional damages as a result of the death of Maya Rose Venkataraman.

It is hereby ORDERED that the order so appealed from is

unanimously affirmed without costs for reasons stated in the decision at Supreme Court.

Entered: March 25, 2011

Patricia L. Morgan
Clerk of the Court